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Attorney Docket No. 00034CIPC/LH

IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

Applicant : Eiji KANEHIRA et al.

Serial No. : 10/654,178

Filed : September 3, 2003

For : MEDICAL TREATMENT INSTRUMENT

Art Unit : 3739

Examiner : PEFFLEY, MICHAEL F.

Customer No.: 01933

INFORMATION DISCLOSURE STATEMENT
WITH STATEMENT UNDER 37 CFR 1.97(e)
AND STATEMENT UNDER 37 CFR 1.704(d)Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

Submitted herewith are the following:

- (1) Copy of a Japanese Office Action dated November 8,
(and English translation thereof) issued in a
counterpart Japanese application;
- (2) Copies of cited publications (except U.S. patents and
publications); and
- (3) Form PTO/SB/08A.

An English translation of said Japanese Office Action is provided, thereby satisfying the requirements for a concise explanation of relevance for any non-English language publications cited therein (MPEP 609 III A(3)).

CERTIFICATE OF FACSIMILE
TRANSMISSION
TO NO. 1-571-273-8300

TOTAL PAGES: 53

I hereby certify that this paper is being facsimile transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on the date noted below.

N. Sahadeo

Nalini P. Sahadeo

Dated: December 5, 2005

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by credit card payment, authorization to charge the extension fee, or any other fee required in connection with this Paper to Account No. 06-1378.

3 out of 8

U.S. patent numbers 6,626,901; 6,860,880; and 6,908,463 claim the benefit of priority from U.S. Provisional application number 60/038,589, which is the same U.S. Provisional application on which WO 98/38935 is based. Therefore, these three U.S. patents are also identified on the attached form PTO/SB/08A.

STATEMENT UNDER 37 CFR 1.97(e)(1)

Each item of information contained in this Information Disclosure Statement was first cited in any communication from foreign patent offices in counterpart foreign applications not more than three months prior to the filing of the present Information Disclosure Statement. Said Communication bears a mailing date of November 8, 2005. Therefore, the filing of this Information Disclosure Statement is timely under the provisions of 37 CFR 1.97(e) and does not require a fee.

STATEMENT UNDER 37 CFR 1.704(d)

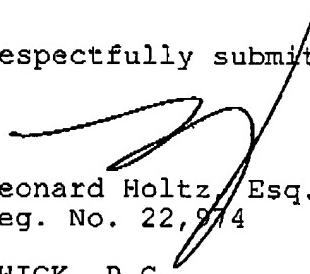
Each item of information contained in this Information Disclosure Statement was cited in said communication from a foreign patent office in a counterpart application, and this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the present Information Disclosure Statement.

It is requested that an initialed copy of the Form PTO/SB/08A be returned to indicate that the publications listed therein have been considered and made of record.

NOT A RESPONSE TO OFFICE ACTION

This paper is not a response to the outstanding Office Action mailed September 26, 2005. A response to said outstanding Office Action will be filed in due course.

Respectfully submitted,


Leonard Holtz, Esq.
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DEC. 5. 2005 4:54PM +1-212-319-5101 customer 01933 NO. 3840 P. 4/12

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Substitute for Form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT		Application Number	10/654,178		
		Filing Date	September 3, 2003		
		First Named Inventor	Eiji KANEHTRA		
		Group Art Unit	3739		
		Examiner Name	PEFFLEY, MICHAEL F.		
Sheet	1	of	1	Attorney Docket Number	00034CIPC/LH

U.S. PATENT DOCUMENTS

Exam. Inits*	Cite No ¹	Document Number	Kind Code ²	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion
		6,626,901	B1	TREAT et al	09-30-2003	
		6,860,880	B2	TREAT et al	03-01-2005	
		6,908,463	B2	TREAT et al	06-21-2005	

FOREIGN PATENT DOCUMENTS

Exam	Cite	Kind	Name of Patentee or	Publication	Relevant